

FEDERAL BUREAU OF INVESTIGATION
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FEDERAL BUREAU OF INVESTIGATION
FOI/PA
DELETED PAGE INFORMATION SHEET
FOI/PA# 1336913-0

Total Deleted Page(s) = 15
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NR002 SC CODE

7-06 PM URGENT 11/11/74 VLS

TO DIRECTOR (40-84731) (ATTN: INTD)

HOUSTON

SAN FRANCISCO

CHICAGO (40-66)

NEW YORK

FROM SACRAMENTO (100-3667) 3P

TIMOTHY FRANCIS LEARY, JR., AKA; ET AL. PASSPORT FRAUD - CONSPIRACY.
HARBORING - CONSPIRACY. OO: CHICAGO.

AT REQUEST OF USA JAMES BROWNING, SAN FRANCISCO, SA [REDACTED]

[REDACTED] CHICAGO DIVISION, PRESENTLY WORKING SPECIAL IN SACRAMENTO
DIVISION, PARTICIPATED IN CONFERENCE CALL BETWEEN HIM, DEPARTMENTAL
ATTORNEYS [REDACTED], AND USA KELLER, LOS ANGELES,
THIS PM. [REDACTED]

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b6
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Teletype Clerk, SC Div. advised
Laredo covered by San Antonio, Div.
& to furnish same to SA.

fa

Re O
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40-9-4

SEARCHED <i>pe</i>	INDEXED <i>pe</i>
SERIALIZED <i>6</i>	FILED <i>8</i>
NOV 11 1974	
DN	

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[REDACTED]

FOR INFO NEW YORK, RANDOM HOUSE SUBPOENA CANNOT BE ISSUED WITHOUT APPROVAL DEPUTY U. S. ATTORNEY GENERAL PETERSON. OTHER SUBPOENA MATTERS BEING HELD IN ABEYANCE PENDING RESOLUTION POSSIBLE FEDERAL CHARGES AND VENUE. COOPERATION OF [REDACTED] DISCUSSED AND [REDACTED] REQUESTED EXPEDITIOUS REINTERVIEW CONCERNING SPECIFIC THREATS, IMPLICATIONS OF THREATS, OR INNUENDOES FOR POSSIBLE INCLUSION OF

[REDACTED] SPECIFIC REQUEST MADE FOR REVIEW OF COURT RECORDS IN HOUSTON/LAREDO, TEXAS, U. S. COURTS AND POSSIBLE INTERVIEW U. S. JUDGE SENTENCING LEARY. [REDACTED] INDICATED EXPEDITIOUS RECEIPT OF FBI REPORT THIS MATTER DETAILING ADDITIONAL DOCUMENTARY EVIDENCE AND INCLUDING FEDERAL PROCESS/INCARCERATION MATTERS ESSENTIAL FOR PRESENTATION TO PETERSON FOR HIS POSSIBLE APPROVAL GRAND JURY.

b3
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HOUSTON AT HOUSTON AND/OR LAREDO: REVIEW LEARY'S FEDERAL COURT
FILE, CASE CR-66-L-37, FOR ANY INDICATION OF DESIGNATION BY U. S.

/KAC

PAGE THREE SC 100-3667

COURT OF CALIFORNIA DEPARTMENT OF CORRECTIONS AS PLACE FOR SERVICE OF FEDERAL SENTENCE. LOCATE ORDER FROM 5TH U. S. CIRCUIT TO LOCAL U. S. COURT INDICATING LEARY MUST BE ADMITTED TO FEDERAL BAIL (APPROXIMATELY JULY, 1970). LOCATE AND REVIEW ORDER OF JUDGE CONNALLY SETTING AMOUNT OF LEARY BAIL AND ADVISE IF FILE CONTAINS ANY INDICATION LEARY WAS IN FACT ADMITTED TO BAIL. INTERVIEW JUDGE CONNALLY TO DETERMINE FACTS SURROUNDING LEARY'S COMMITMENT TO CALIFORNIA CUSTODY, IF KNOWN TO HIM, AND DETERMIN CIRCUMSTANCES SURROUNDING LEARY'S ADMISSION TO BAIL AND POSSIBLE RELEASE ON BAIL IN 1970. INSTANT LEADS IN RESPONSE TO DEPARTMENTAL REQUEST THEREFORE SUTEL RESULTS TO SACRAMENTO BY COB THURSDAY, NOVEMBER 14, 1974, FOR INCLUSION IN REPORT BEING DICTATED FRIDAY, NOVEMBER 15, 1974. ALSO DETERMINE FROM U. S. MARSHAL, HOUSTON, POSSIBLE REASONS FOR LEARY'S RETURN TO ORANGE COUNTY, CALIFORNIA, RATHER THAN TO FEDERAL PENITENTIARY. DETERMINE IF DOCUMENTS EXIST DESIGNATING LEARY TO SERVE FEDERAL TIME IN CALIFORNIA PRISON.

15A
U.S. Marshal
Leary

SAN FRANCISCO RECONTACT [] TO DETERMINE EXACT NATURE OF THREATS, IMPLICATION OF THREATS, AND CIRCUMSTANCES.

END

FBI HO BNG CLR

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11-13-74

AIRTEL

AIR MAIL SPECIAL DELIVERY

TO: SAC, SACRAMENTO (100-3667)
FROM: SAC, HOUSTON (40-9) (RUC)
SUBJECT: TIMOTHY FRANCIS LEARY, JR., aka.
ET AL
PASSPORT FRAUD - CONSPIRACY;
HARBORING - CONSPIRACY
(CO:CG)

Re HO tel to Bu, 11-13-74.

Enclosed for Sacramento are two sets of documents, composed of nine items each, and one set of these documents is also enclosed for Chicago.

These items are fully identified in referenced Houston teletype of 11-13-74 but are individually described as follows:

1. Judgment and commitment issued U. S. District Court for Southern District of Texas (SDT), Laredo Division, in matter titled United States v Timothy Leary, #CR 66-L-37, ordered on 3-2-70 by U. S. District Judge (USDJ) BEN C. CONNALLY.
2. An order in the matter United States of America v Timothy Leary regarding criminal cause #66-L-37 in the U. S. District Court for SDT, Laredo Division, dated 7-14-70, by USDJ BEN C. CONNALLY.
3. Transmittal of process to another district, form USM-9, dated 3-6-70, to U. S. Marshal, Los Angeles, California, from U. S. Marshal, Houston, Texas.

2 - Sacramento (Enc. 18)
1 - Chicago (40-66) (Enc. 9) - (Info)
1 - Houston

EGP:scv
(4)

RUC
mf

5-11-74-14

40-9-6
Searched _____
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Indexed _____
Filed _____

HO 40-9

4. Transmittal of process to another district, form USM-9, dated 7-16-70, to U. S. Marshal, Los Angeles, from U. S. Marshal, Houston.
5. Handwritten memo beginning "Sheriff, Orange County, Santa Ana, Attn: Sgt [] concluding with initials G.L.C. with a notation "exec. 9:00 AM 3-3-70" at bottom right corner. b6
b7C
6. Letter dated 5-22-72 to Mr. ANTHONY J. P. FARRIS, USA, Houston, re United States v Timothy Leary from [] U. S. Marshal, SDF, by [] [] Chief Deputy. b6
b7C
7. Teletype message from U. S. Marshal, Houston, to U. S. Marshal, Los Angeles, dated 1-18-73 re U.S. v Timothy Leary, CR 66-1-37.
8. Copy of message dated 1-18-73 with letterhead G--23 U. S. Courthouse, 312 North Spring St., Los Angeles, California, concluded with "P. O. Box 61608, Houston, Texas 77061".
9. United States Government 2-way memo dated 11-29-73 to U. S. Marshals Service, Sacramento, California, from U. S. Marshals Service, Los Angeles, California, with copy to USMS, Houston, Texas.

Sacramento is requested to furnish one set of these nine documents to the U. S. Marshals Service, Sacramento, California, which has been advised by U. S. Marshals Service, Houston, that these items will be made available by the FBI, Sacramento.

ADDENDUM:

Copies of the 9 enclosures identified herein being retained as 1-a exhibits in the Houston file.

F B I

Date: 5/16/75

Transmit the following in _____
(Type in plaintext or code)Via AIRTEL _____
(Priority)

TO : DIRECTOR, FBI (40-84731)
 FROM : SAC, CHICAGO (40-66)(P) *10-9*
 SUBJECT: TIMOTHY FRANCIS LEARY, JR., aka; [redacted] *92-603-12*

[redacted] *One* [redacted] aka [redacted]
 [redacted] *-D*

UFAC / CONSPIRACY *62-0-11667*
12-0-383A

ReSCnitel, 5/13/75.

Enclosed for the Bureau and SF are one each draft letter for dissemination to Department and USA, SF, confirming discussions this matter between FBI, USA, AUSA, and Departmental Attorney. Bureau and SF are requested to prepare appropriate formal letter for USA, SF, and Department.

DL, HO, LA, NO, SE, and WFO note title and character have been changed and are correctly carried as captioned.

For info offices not receiving instant nitel, USA, SF, and Department have advised they tentatively intend to proceed with UFAC-Conspiracy charges against captioned individuals with a Grand Jury in SF possibly as early as the second week of June, 1975. Both USA, SF, and Departmental representative have stressed the absolute necessity for maintaining confidentiality in this matter. Offices conducting leads should make no mention whatever of possible Grand Jury proceedings.

2 - Bureau (Enc. 1)

2 - Dallas

② - Houston

2 - Los Angeles

2 - New Orleans

KIK/pjb

(22)

2 - New York

2 - Sacramento

2 - San Francisco (Enc. 1) *40-100-7*

2 - Seattle

2 - WFO

2 - Chicago *Reo*

SEARCHED	INDEXED
SERIALIZED	FILED
MAY 19 1975	

Approved: _____
M. J. Set 5/29/75

Special Agent in Charge

Sent _____

U.S. Government Printing Office: 1972 - 455-574

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b7c

All below leads are at specific request of the Department and USA, SF. Results of leads must be received no later than 6/2/75. For information, USA, SF, and Department expect prior and current news coverage to play a significant part in both prosecution and defense in this matter, which is motivation for extensive news media searches requested. Also, some of investigation set forth is directed toward countering expected defense tactics, which is motivation for leads which do not appear directly related to UFAC-Conspiracy aspect.

Submit results of leads via FD-302 except where indicated otherwise below.

LEADS

DALLAS

AT FORT WORTH, TEXAS. From Federal Records Center, obtain complete LEARY file, CR 66-L-37, and forward to FBI, SF, for further transmittal to AUSA [REDACTED], SF. Prior to transmittal, DL should review this file for the transcript of Judge CONNALLY's sentencing statement (apparently 3/2/70). If not contained in instant file, set out immediate lead for HO to obtain from CONNALLY's court reporter or other record a certified copy of the transcript of CONNALLY's sentencing statement, i.e., exactly what CONNALLY said as recorded by the court reporter.

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HOUSTON

AT HOUSTON, TEXAS. From U.S. District Court (USDC), HO, determine date and nature of all defense motions filed in that USDC in any LEARY case. Copies are not necessary at this time. Determine names of all defense attorneys.

LOS ANGELES

AT LOS ANGELES, CALIFORNIA. From DEA, LA, obtain copies of all DEA documents, investigation, and other details of the death of DENNIS MARTINO, including autopsy report.

CR 66-L-37

Search indices of the LA Times from 1/1/70 to the present for all articles regarding LEARY. Obtain copy of articles. Same lead regarding LA Free Press, if feasible.

From USDC, LA, determine date and nature of all defense motions filed (if any) in cases involving LEARY in that district. Copies of motions are not necessary at this time. Determine names of all defense attorneys.

DENNIS MARTINO alleged that Brotherhood of Eternal Love member [] had substantive knowledge of the transmittal of \$25,000 from [] [] is apparently incarcerated in a Federal Penal Institution. From DEA, LA, determine [] DOB. Contact local Bureau of Prisons officials who, with their computer tie to Bureau of Prisons, Washington, D.C., can determine [] place of incarceration. (No 302 required.) Interview or set forth lead for interview. (302 required.) USA, SF, has tentatively advised that in return for testimony, [] cooperation could possibly be made known to the Bureau of Prisons.

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NEW ORLEANS

AT NEW ORLEANS, LOUISIANA. From Fifth U.S. Court of Appeals, NO, determine date and nature of all defense motions filed in Fifth Circuit cases involving LEARY. Copies are not necessary at this time. Determine names of all defense attorneys.

NEW YORK

AT NEW YORK CITY, NEW YORK. Search indices of the NY Times from 1/1/70 to the present for all articles regarding LEARY. Obtain copy of all articles.

AT POUGHKEEPSIE, NEW YORK. Determine actual disposition from court records of charges against LEARY at Poughkeepsie, # 48958, 4/17/66, and # 52565, 12/11/67. Determine names of all defense attorneys.

Locate and interview Attorney [] concerning any knowledge he may have regarding LEARY's escape. [] is a code name for [] in LEARY's encrypted escape correspondence. LEARY has stated that [] [] knew nothing of the use of his name and was not involved in the escape.) Attorney/client waiver will be expeditiously furnished by SC.

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SACRAMENTO

AT SACRAMENTO, CALIFORNIA. Obtain 1970 maps of California, Oregon, and Washington; reinterview LEARY and request he trace his escape route thereon.

Continue investigation to locate Northern California "safe-house" at which LEARY stayed in 1970. (No 302 required except for positive identification.)

Expediently furnish NY attorney/client waiver regarding [] if LEARY amenable to executing same. (No 302 required.)

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(Maintain evidence originally reviewed at SC at SC at this time.)

SAN FRANCISCO

AT SAN FRANCISCO, CALIFORNIA. From Ninth U.S. Circuit Court of Appeals, SF, determine date and nature of all defense motions filed in Ninth Circuit cases involving LEARY (probably none). Copies of motions not necessary at this time. Determine names of all defense attorneys.

One [] is believed to have been the law clerk for Kennedy and Rhine Law Firm, in 1970. Verify same, search indices, obtain background, and determine current location. (No 302 required.)

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Ascertain the assessed value of LEARY's residence, 1230 Queens Road, Berkeley, in late 1971-early 1972; and current assessed value.

LEARY has advised that in late July or early August, 1970, []'s photo appeared in a fashion "spread" in a supplement to a SF Sunday newspaper. Obtain copy of article and photo.

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Search indices of the SF Chronicle/Examiner from 1/1/70 to present for all articles regarding LEARY. Obtain copy of all articles. Note that it is critical that copies of all Bay Area news coverage of LEARY's escape (November through December, 1970) be obtained, particularly all articles re LEARY by [] Same lead for Berkeley Barb, if feasible.

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CG 40-66

[redacted] apparently read a statement over a SF radio station re LEARY's escape. Verify same and obtain transcript/copy of [redacted] statement, if feasible.

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Determine from USA's Office current status of extradition of [redacted] (See CG report, 4/1/75, Cover Page C.) (No 302 requested.)

SEATTLE

AT SEATTLE, WASHINGTON. Forward evidence in this matter to SF. (No 302 required.)

WFO

AT WASHINGTON, D.C. Search indices of the Washington Post from 1/1/70 to present for all articles regarding LEARY. Obtain copy of all articles.

CHICAGO

AT CHICAGO, ILLINOIS. Forward evidence in this matter to SF.

F B I

Date: 5/22/75

Transmit the following in _____
(Type in plaintext or code)Via AIRTEL AIRMAIL
(Priority)

TO: DIRECTOR, FBI (40-84731)

FROM: SAC, HOUSTON (40-9) (RUC)

SUBJECT: TIMOTHY FRANCIS LEARY, JR., aka;
 [redacted] n.e.e. [redacted] aka
 [redacted]
 UFAC - CONSPIRACY
 (OO: SF)

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b7C

ReCG airtel to Bu, 5/16/75.

On 5/22/75, Miss [redacted] Deputy Clerk, U. S. District Court Clerk's Office, Southern District of Texas, Houston, Texas, who is assigned as the clerk of U. S. District Judge BEN C. CONNALLY, in charge of Judge CONNALLY's docket and records regarding cases assigned to his court, advised she had this position during the LEARY proceedings before Judge CONNALLY. She stated if a copy of the complete LEARY file #CR 66-L-37 is obtained from the Federal Records Center, Ft. Worth, Texas for transmittal to San Francisco, that copy would include all defense motions filed, with date of filing as well as the names of all defense attorneys who appeared in the LEARY matter.

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Miss [redacted] stated that being the case it would be an unwarranted duplication to search the unofficial file, regarding the LEARY case, retained in her possession at Houston, that may not be complete, when the specific information requested from the Houston file will be furnished in the copy of the official file of the LEARY case being obtained from the Federal Records Center at Ft. Worth, Texas.

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- 2 - Bureau
- 1 - Chicago (40-66)(info)
- 2 - Dallas
- 2 - San Francisco
- 1 - Houston

FILE COPY

GGP/sac Approved: (e)
Special Agent in Charge

Sent

M Per

Searched Serialized 14Indexed Filed 14

HO 40-9

This being the status of the records regarding the LEARY matter at Houston, the Houston Office will not furnish information requested in referenced airtel since it will be furnished in the copy of the LEARY file to be obtained by the Dallas Office in the lead set out for Dallas at the Federal Records Center at Ft. Worth, Texas.

LEAD

DALLAS:

AT DALLAS, TEXAS

Will insure copy obtained of CR 66-L-37 file regarding the LEARY matter, from the Federal Records Center, does contain the information requested in the lead set forth for Houston in referenced 5/16/75 Chicago airtel.

APPENDIX

IN THE
UNITED STATES
COURT OF APPEALS
FOR THE FIFTH CIRCUIT

No. 29419

TIMOTHY LEARY,

Defendant-Appellant

versus

UNITED STATES OF AMERICA,

Plaintiff-Appellee

U. S. COURT OF APPEALS

FILED

AUG 24 1970

EDWARD W. WADSWORTH
CLERK - 9-9

Appeal from the United States District Court
Southern District of Texas

SEARCHED	INDEXED
SERIALIZED	FILED
JUN 2 1975	
FBI-HOUSTON	

violation of 21 U.S.C. § 176a, said judgment entered in this action as an Order on the 2nd day of March, 1970.

New York, New York
March 3, 1970

s/ Michael B. Standard
MICHAEL B. STANDARD
Rabinowitz, Boudin & Standard
30 E. 42nd Street
New York, New York 10017

GEORGE P. KAZEN
Laredo National Bank Building
Laredo, Texas

TO: U. S. Attorney for the
Southern District of Texas
Attention: Malcolm Dimmitt, Esq.
Assistant U.S. Attorney

U. S. Courthouse
515 Rusk
Houston, Texas

...oOo...

TRANSCRIPT OF PROCEEDINGS

(Number and Title Omitted) (Filed: March 9, 1970)

Be it remembered that on the 2nd day of March 1970, the above-entitled matter came on for sentencing before the Honorable Ben C. Connally, United States District Judge, and the following proceedings were had.

I hereby certify that the oral proceedings were reduced to writing by me in machine shorthand and thereafter placed into typewritten form, and that the following is a full, true and correct transcript of my stenotype

notes.

CLINTON B. GETTIG
OFFICIAL COURT REPORTER
10014 U. S. COURTHOUSE
HOUSTON, TEXAS 77002

(2) P R O C E E D I N G S

MARCH 2, 1970

THE COURT:

Criminal Action 66-L-37, United States against
Timothy Leary, Mr. Standard and Mr. Kazen.

You are the Defendant Timothy Leary, represented
by these able lawyers who represented you in the trial at
Laredo, your retained counsel, Mr. Standard and Mr. Kazen.
You were found guilty by the jury some thirty days ago of
transporting a quantity of marijuana which you knew to have
been smuggled into the United States. As there anything
you would like to tell me in your own behalf by way of
extenu ation or mitigation before I impose sentence?

THE DEFENDANT:

No, I have no statement, Your Honor.

THE COURT:

Either one of you gentlemen of counsel?

MR. KAZEN:

I would only express to the Court my sincere
conviction that in this case, stripped of all of the

hoopla and publicity, and looking at the facts of what this man did, and the facts that are well known after two trials, that it was almost an inadvertent type of offense, that I certainly think the minimum amount that he can receive is five years, and as I understand, without any chance for a parole, is certainly quite ample punishment for what he has done. That is all.

THE COURT:

Impose a period of confinement of ten years to (3) be served. What is Mr. Leary's situation with respect to the other offenses?

MR. DIMMITT:

Your Honor, I have a declaration --

THE COURT:

You brought me a Writ of Habeas Corpus ad prosequendum from California. What is the story?

MR. DIMMITT:

My information from California is that the Defendant Timothy Leary has been convicted by a jury trial in that jurisdiction and is awaiting sentence, Your Honor, and that this is discretionary with the Courts under the laws of the State of California to admit to bail, and this was not done at the conclusion of the jury verdict; that the Defendant was committed to custody. At this time,

technically, Your Honor, he is a state prisoner of the State of California, a borrowed prisoner to us. The sentencing on this is set, as I understand it, on March 11 before the Santa Anna Court.

THE COURT:

The Defendant is on bond as far as our case is concerned?

MR. STANDARD:

And I would ask that that be continued. He has been here every time, on the bond hearing and trial, and, as you know, through two successive appeals and remands. There has never been any suggestion that Dr. Leary would not appear, and I ask that the bail be continued in the same amount, the amount he has been out on earlier appeals following conviction.

(4) THE COURT:

I think under Section 3148 of Title 18 I would deny bond during the course of appeal. I have no doubt that the Defendant would appear, but I have reason to believe that he, if at large, would pose a danger to other persons or to the community. I think his conduct over the past years, particularly since the time that he was tried here before, has been such as to lead me to believe, at least, that he has openly advocated a violation of these

laws. He has preached it the length and breadth of the land, and I am inclined to the view that he would pose a danger to the community if released.

It is my duty to advise you, too, that you are entitled to take an appeal from this judgment and sentence. In the event you are without funds to pay the expenses of an appeal, you may make application to appeal in forma pauperis. The Clerk will enter Notice of Appeal on your behalf, if you request that she do so, at this time.

MR. STANDARD:

If I may, Your Honor, I would like to ask if the conclusions that you have come to represent findings of fact on your part, and if they do, if they are findings of fact not in anticipation of a hearing on the question, since it is my understanding that what you are saying is that because he has advocated, because he has exercised the right of speech, not having performed any (5) other criminal act, that he is to be remanded, and it is that which I think you are suggesting makes him a menace to the community. I would like the record to be clear that I would like a hearing on the question, because I think the burden falls, under 3148, to the United States Attorney, at least in the first instance, to show that he is a menace to the community. And if he does not have that

burden, it seems to me that we are entitled to show that far from being a burden on the community, here is someone that enhances the community. And I am sking this in the form of a question.

THE COURT:

No, that is not a Finding of Fact, that is simply a condition to my making the order which I have made pursuant to the cited statute.

That is all for now, sir.

MR. STANDARD:

I would just like to ask the Clerk to enter a Notice of Appeal.

THE COURT:

We will recess until ten o'clock and call the civil cases.

...oOo...

* * * * *

NOTE: PORTION OF THE RECORD OMITTED - FILED
IN ITS ORIGINAL FORM

* * * * *

...oOo...

OPINION OF THE COURT

(Number and Title Omitted)

(Filed: June 11, 1970)

Appeal from the United States District Court for the
Southern District of Texas.

United States Department of Justice

UNITED STATES ATTORNEY
SOUTHERN DISTRICT OF TEXAS
12000 FEDERAL BUILDING
AND U.S. COURT HOUSE
515 RUSK AVENUE
HOUSTON, TEXAS 77002

IN REPLYING PLEASE REFER
TO THIS FILE NUMBER

P.O. BOX 61129
HOUSTON, TEXAS 77061

June 23, 1975

TO WHOM IT MAY CONCERN:

TIMOTHY LEARY, ET AL materials, as follows, have been
turned over this date to SA [REDACTED] F.B.I.:

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Original Case File 661002, Cr. 66-L-37

Appellate File No. 23570 on Timothy Leary

Appellate File No. 23570 on [REDACTED]

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b7C

Original Case File 708121, Cr. 66-L-37

Appellate File No. 29419 on Timothy Leary

All pertinent documents in Appellate Cases.

Above documents received by: [REDACTED]

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40-9-11

SEARCHED	INDEXED
SERIALIZED	FILED
JUN 24 1975	
FBI - HOUSTON	

F B I

Date: 6/24/75

Transmit the following in _____
(Type in plaintext or code)Via AIRTEL AIR MAIL
(Priority)

TO: DIRECTOR, FBI (40-84731)
 FROM: SAC, HOUSTON (40-9) (RUC)
 SUBJECT: TIMOTHY FRANCIS LEARY, JR., aka;

[redacted]
 Nee [redacted] aka;

[redacted]
 UFAC - CONSPIRACY

Enclosed for the Bureau and San Francisco is a copy of an inventory receipt dated 6/23/75, obtained from the U. S. Attorney's office, Houston, Texas, for the original documents comprising the complete file regarding the LEARY prosecutions and appeal in the Southern District of Texas.

In response to a telephone call on 6/24/75, from SA [redacted] of the San Francisco Office, the office of AUSA [redacted] U. S. Attorney's office, SDT, Houston, Texas, was contacted to obtain the original documents comprising the complete original trial and appellate record concerning LEARY in the SDT. These documents were being obtained at the specific direction of the U. S. Attorney's office in San Francisco.

AUSA [redacted] secretary made available to SA [redacted] [redacted] a box containing the original documents that comprise

- 2 - Bureau (Enc. 1)
- 1 - Chicago (40-66) (Info)
- 1 - Dallas (40-9) (Info)
- 3 - San Francisco (Enc. 1)
 (1 - Package)
- ① - Houston

GGP:vlm
 (8) vlm

40-9-12

SEARCHED	INDEXED
SERIALIZED	FILED
JUN 24 1975	
FBI - HOUSTON	

Approved: _____ Sent _____ M Per _____
 Special Agent in Charge

HO 40-9

the LEARY file for which SA [] signed the receipt of acceptance, a copy of which is the enclosure herewith. The box containing the original documents of the LEARY matter obtained on this occasion is being sent to the San Francisco Office AMSD marked for the attention of SA [] to be delivered to the San Francisco U. S. Attorney's office. b6 b7c

UNITED STATES GOVERNMENT

Memorandum

TO : SAC, HOUSTON

DATE: 8/20/75

sub
5/20 : SAC, SAN FRANCISCO (40-63) ~~(P)~~ ✓40-9

SUBJECT: TIMOTHY FRANCIS LEARY, JR., aka;
ET AL
UFAC - CONSPIRACY
OO: Chicago

Being forwarded by registered mail under separate cover is one carton containing the court trial records, Criminal Number 66-L-37, which your office obtained for us. These should eventually be returned to the Director, Federal Archives and Records Center, P.O. Box 6216, Ft. Worth, Texas 76115, where they are maintained in Container Number 158070. It is requested that they be returned by you through the channels they were originally obtained.

③ - Houston (RM)
(1 - Package Copy)
2 - San Francisco
JFS/sdr #S-5
(5)



5010-110

40-9-13

SEARCHED	SERIALIZED	FILED
AUG 22 1975		
SIGN		

Q C
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Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

DELECTOR, FBI (40-84731)

9/3/75

d SAC, HOUSTON (40-9) (RUC)

TIMOTHY FRANCIS LEAHY, JR., aka;
ET AL-
UTAC - CONSPIRACY
(OO: CO)

ReHO airtel to Bu, 8/24/75; SFlet to HO, 8/20/75.

Enclosed for the Bureau, Dallas and San Francisco is one copy, for each, of an inventory receipt dated 8/23/75 obtained from the USA's Office, Houston, Texas for return to the USA's Office, Houston, of the original documents that comprise the complete file concerning the LEAHY prosecutions and appeal in the Southern District of Texas. The original receipt is being retained as a 1A exhibit in the Houston file regarding this matter.

These documents were forwarded to the Houston Office per referenced San Francisco letter of 8/20/75 to be delivered to the USA's Office, Houston which had originally obtained them from the Federal Archives and Records Center, Ft. Worth, Texas, for the benefit and at the specific direction of the USA's Office in San Francisco. The USA's Office, Houston will return these records to the Federal Archives and Records Center, Ft. Worth, Texas.

Investigation having been completed at Houston, Texas, this matter is considered RUC.

- 2 - Bureau (Enc. 1)
- 1 - Chicago (40-66) (info)
- 1 - Dallas (40-9) (Enc. 1) (info)
- 1 - San Francisco (40-63) (Enc. 1) (info)
- 1 - Houston

CCP/sac

(6) *pac*

RUC

40-9-14



UNITED STATES DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF INVESTIGATION
219 South Dearborn Street
Chicago, Illinois 60604
September 30, 1975

In Reply, Please Refer to
File No.

CG 40-66

Mr. Edward P. Mc Donough
United States Attorney
Southern District of Texas
Houston, Texas

Re: Timothy Francis Leary, Jr.

Dear Mr. Mc Donough:

Dr. Leary and his Attorney, [redacted] have requested that the facts of his cooperation with the Federal Bureau of Investigation (FBI) be furnished. These facts are as follows:

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In May, 1975, Dr. Leary voluntarily agreed to cooperate with a multi-agency task force, including representatives from the FBI, Drug Enforcement Administration (DEA), Department of State, California Department of Justice, and California Bureau of Prisons. In initial taped interviews, Dr. Leary provided extensive information concerning several state and Federal violations. The transcript of these interviews totals over 400 type-written pages. After successfully corroborating Dr. Leary's initial information, he was interviewed by the FBI over a three week period at a secure location in California. During this period, he consented to being transported to several other locations in California to identify "safe-houses." Also, Dr. Leary provided invaluable help to interviewing Agents by assisting them in retrieving and evaluating voluminous documentary evidence available in the Leary archives. In mid 1975, Dr. Leary was again interviewed by FBI Special Agents with representatives of the Department of Justice and the Office of the United States Attorney, San Francisco, present, in preparation for his grand jury testimony which was recently presented to a Federal Grand Jury, San Francisco. From May, 1974, to the present, Dr. Leary

40-9-15
[Handwritten signature]

has been totally cooperative with the FBI. It is noted that during the fourteen-month FBI investigation concerning information furnished by Dr. Leary, in no instance has this Bureau determined that any information furnished by Dr. Leary was false, and in fact, confirmed the majority of important facets of this data. Finally, Dr. Leary in the last month has provided additional valuable information concerning another current matter within FBI jurisdiction.

Very truly yours,

A handwritten signature in cursive script, reading "Richard G. Held".

RICHARD G. HELD
Special Agent in Charge

9/30/75

A I R T E L

TO: DIRECTOR, FBI (40-84731) ATTN: INTD
FROM: SAC, CHICAGO (40-66)
SUBJECT: TIMOTHY FRANCIS LEARY, JR., aka ^{✓ 40-9}
ET AL
UFAC - CONSPIRACY
OO: CHICAGO

As the Bureau is aware, Departmental Attorney [redacted] has advised that LEARY, through his Attorney, [redacted] intends to informally approach Judge CONNALLY, Southern District of Texas, in early October, 1975, which meeting the Department has authorized [redacted] to attend. Dr. LEARY has also requested that the facts of his cooperation be made known to the USA, Houston. This matter was discussed with [redacted] who advised that the Department interposed no objection to the FBI apprising the USA, Houston, of the facts of LEARY's cooperation. Consequently, enclosed for the Bureau and Houston are two copies each of a letter to the USA, Houston, from SAC, Chicago, presenting the facts of LEARY's cooperation.

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Houston is requested to retain instant letter in file until further instructions are received from [redacted] and the Bureau.

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If approved and the Bureau interposes no objection, Bureau is requested to advise [redacted] of contemplated action by the Bureau, and provide him a copy of instant letter.

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- 2 - Bureau (Enc. 2)
- 2 - Houston (Enc. 2) *per*
- 1 - Chicago

KIK/cjy:css
(5)

W. J. Maguire
Enc. - 2
Quinn
Rec'd 10/2/75
40-150
16
(Orto)

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FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE CHICAGO	OFFICE OF ORIGIN CHICAGO	DATE NOV 3 1975	INVESTIGATIVE PERIOD 9/11/75 - 10/21/75
TITLE OF CASE TIMOTHY FRANCIS LEARY, JR., aka, ET AL 40-9		REPORT MADE BY SA 	TYPED BY jmp
		CHARACTER OF CASE UFAC - CONSPIRACY	

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- C -

ADMINISTRATIVE

This report delayed awaiting resolution of LEARY's reduction of sentence/probation informal hearing before Judge CONNALLY, Southern District of Texas, Houston, Texas.

On 10/21/75, U.S. Department of Justice Attorney advised that on 10/20/75, himself, Mr. attorney for LEARY, and a representative of the USA, Houston, appeared before Judge CONNALLY in chambers. outlined LEARY's family situation and personal considerations to Judge CONNALLY, and provided other information concerning LEARY's cooperation with the FBI including details of his cooperation included in a letter

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ACCOMPLISHMENTS CLAIMED					☒ NONE	ACQUIT-TALS	CASE HAS BEEN:
CONVIC.	FUG.	FINES	SAVINGS	RECOVERIES			
							PENDING OVER ONE YEAR ☒ YES ☐ NO PENDING PROSECUTION OVER SIX MONTHS ☐ YES ☒ NO

APPROVED	SPECIAL AGENT IN CHARGE	DO NOT WRITE IN SPACES BELOW	
COPIES MADE:		SEARCHED ☒ INDEXED ☒ SERIALIZED ☒ FILED ☒ NOV 6 1975 FBI-HOUSTON	
3 - Bureau (40-84731) 1 - Dept. Atty. U.S. Department of Justice 1 - USA, Chicago (Attn: AUSA) ① - Houston (Info) 2 - San Francisco (1 - USA JAMES BROWNING) 1 - Chicago (40-66)		40-9-17	
Dissemination Record of Attached Report		Notations	
Agency			
Request Recd.			
Date Fwd.			
How Fwd.			
By			

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- A -

COVER PAGE

CG 40-66

(of which the Bureau is aware) from SAC, Chicago, to USA, Houston. CONNALLY advised that he would reach some decision concerning LEARY within two weeks.

If not already done, San Francisco is requested to advise USA BROWNING of above action.

Per request of all evidence in this matter is to be maintained by FBI, San Francisco.

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- B* -
COVER PAGE

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Copy to: 1 - U.S. Department of Justice (Attention: Mr. [REDACTED])
1 - USA, San Francisco (Attention: JAMES BROWNING)
1 - USA, Chicago (Attention: AUSA [REDACTED])

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Report of: SA [REDACTED]
Date: NOV 3 1975

Office: Chicago

Field Office File #: 40-66

Bureau File #: 40-84731

Title: TIMOTHY FRANCIS LEARY, JR.,
ET AL

Character: UNLAWFUL FLIGHT TO AVOID CONFINEMENT - CONSPIRACY

Synopsis: On [REDACTED] FGJ, San Francisco, rendered no true bill
this matter.

b3

- C -

DETAILS:

On September 11, 1975, Departmental Attorney
[REDACTED] U.S. Department of Justice, advised that
a Federal Grand Jury, Northern District of California,
San Francisco, California, had heard testimony in this
matter during [REDACTED] On
[REDACTED] this Grand Jury voted no true bill in
instant matter.

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- 1* -

SAC, CHICAGO (40-66)

2/19/76

SAC, HOUSTON (40-9) (P*)

TIMOTHY FRANCIS LEARY, JR., Aka.,
Et Al
UFAC - CONSPIRACY

(OO: CG)

Re CG airtel to Bureau, dated 9/30/75; and CG rep
of SA [redacted], dated 11/3/75.

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In view of the extensive time period involved to
date, Houston will place this matter in a pending inactive
(P*) status for a six month period or until such time as
Chicago advises as to the disposition to be made of the
letter enclosures to referenced 9/30/75 airtel to Bureau.

2-Chicago
1-San Francisco (40-63)(info)
1-Houston

GGP:cjb
(4)

P*
8/19/76

* Mr. [redacted] [redacted]
trailer for 8/19/76
outlined this matter
i - not sign

make P* UNA
40-9-18
#42
[redacted]

b6
b7C

Routing Slip

FD-4 (Rev. 3-1-73)

Date

2/24/76

To: ☐ Director

Att.:

FILE

Houston (40-9)

☒ SAC

HOUSTON

Title

TIMOTHY FRANCIS

☐ ASAC

LEARY, JR, AKA

☐ Supv.

OO: CG

☐ Agent

☐ SE

☐ SC

RE:

Ur let 2/19/76

☐ CC

☐ Steno

☐ Clerk

☐ Rotor #:

ACTION DESIRED

☐ Acknowledge

☐ Assign Reassign

☐ Bring file

☐ Call me

☐ Correct

☐ Deadline

☐ Deadline passed

☐ Delinquent

☐ Discontinue

☐ Expedite

☐ File

☐ For information

☐ Handle

☐ Initial & return

☐ Leads need attention

☐ Return with explanation or notation as to action taken.

☐ Open Case

☐ Prepare lead cards

☐ Prepare tickler

☐ SEARCHED INDEXED

☐ RETURN assignment card

☐ SERIALIZED FILED

☐ Search and return

☐ See me

☐ Serial #

☐ [Redacted]

☐ Submit new charge out

☐ Submit report by

☐ Type

9-19

FEB 27 1976

HOUSTON

Return

Pls close ur case. No further leads anticipated for Houston.

[Handwritten signature]

SAC

Richard F. Held

Office

Chicago

See reverse side